

AGP-34. INVENTION REPORTING AND RIGHTS - FOREIGN

- (a) As used in this Article, the term "invention" means any invention, discovery or improvement, and "made" means the conception or first actual demonstration that the invention is useful and operable.
- (b) The Contractor shall report promptly to the Contracting Officer each invention made in the performance of work under this Contract. The report of each such invention shall:
 - (1) Identify the inventor(s) by full name; and
 - (2) Include such full and complete technical information concerning the invention as is necessary to enable an understanding of the nature and operation thereof.
- (c) The Contractor hereby grants to the Government of the United States of America as represented by the Administrator of NASA the full right, title and interest in and to each such invention throughout the world, except for the State in which this Contract is to be performed. As to such State, Contractor hereby grants to the Government of the United States of America as represented by the Administrator of NASA and, in support and furtherance of its Government contract obligations, the Institute, only an irrevocable, nontransferable, nonexclusive, royalty-free license to practice each such invention by or on behalf of the United States of America or any foreign government pursuant to any treaty or agreement with the United States of America, provided that Contractor within a reasonable time files a patent application in that State for each such invention. Where Contractor does not elect to file such patent application for any such invention in that State, full right, title and interest in and to such invention in that State shall reside in the Government of the United States of America as represented by the Administrator of NASA.
- (d) The Contractor agrees to execute or to secure the execution of such legal instruments as may be necessary to confirm and to protect the rights granted by paragraph (c) above, including papers incident to the filing and prosecution of patent applications.
- (e) Upon completion of the Contract work, and prior to final payment, Contractor shall submit to the Contracting Officer a final report listing all inventions reportable under this Contract or certifying that no such inventions have been made.
- (f) In each subcontract the Contractor awards under this Contract where the performance of research, experimental design, engineering, or developmental work is contemplated, the Contractor shall include this Article and the name and address of the Contracting Officer.